

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
GREENVILLE DIVISION

IN RE:  
LEGACY ENTERPRISES OF NORTH AMERICA, LTD.  
DEBTOR

CASE NO. 24-03477-5-JNC  
CHAPTER 11

**MOTION FOR STATUS CONFERENCE**

Now comes Attorney, Edwin Hardy on behalf of creditor RI Truck Repair, INC. and Yankee Freight Systems, LLC, and hereby respectfully moves this Court to schedule a status conference, by telephone, to discuss the following matters:

1. Debtor filed a Chapter 11 on October 4, 2024.
2. Attorney Edwin Hardy was retained to represent RI Truck Repair, INC., and Yankee Freight Systems, LLC on January 17, 2025, and a Notice of Appearance was filed with the Court;
3. Prior to Attorney being retained, a hearing on Motion for Show Cause Order was held on January 15, 2025; an Order of Contempt against RI Truck Repair, INC., and Yankee Freight Systems, LLC was entered on January 16, 2025.
4. Counsel for Yankee Freight and RC1 filed Proofs of Claim with documentation on January 17, 2025.
5. Attorney Edwin Hardy believes a status conference is necessary immediately due to the following: After listening to the audio of the hearing in front of Judge Callaway on January 15, 2025, it is my understanding that my clients were sanctioned in the amount of \$3,000.00 in attorney fees to be paid to Attorney George Oliver, Attorney for Debtor; AND, additional sanctions of \$300.00 per day, would be imposed IF my clients failed to A) pay attorney fees in the amount of \$3,000.00 to Attorney George Oliver within (15) days from January 15, 2025 and B) pay fees in the amount of \$300.00 per day, after 15



days from January 15, 2025, if the trucks are not returned to debtor.

6. My client(s) mailed a check out in the amount of \$3,000.00, payable to George Oliver Attorney, on January 29, 2025, by certified mail with tracking number: 70220410000115568611.
7. In addition, debtor received all (5) signed vehicle titles from Yankee Freight and RC1 on January 31, 2025.
8. Debtor has demanded that the five (5) vehicles be delivered to Debtor in Windsor, NC.
9. The order says “return”. Not “deliver”.
10. Edwin Hardy attorney in the first conversation with debtor’s counsel was apologetic and wanted to convey the cooperation that my clients wanted to do. While I did rhetorically say we’d deliver them anywhere, I was severely mistaken because 1) I did not realize the debtor had delivered the five (5) vehicles to my clients, and 2) that delivery was half a continent away, and 3) I, Edwin Hardy, initially was under the mistaken impression that my clients had repossessed the vehicles, which is not the case.
11. George Oliver, counsel for debtors, appeared to agree to have his client go pick up the vehicles after I explained my mistake. His agreement I would consider to be in the nature of a novation.
12. If my clients had repossessed the vehicles having gone to pick them up as a repo, then I would have certainly advise my clients to deliver the vehicles to debtor because my clients would have picked them up, but that is not the case.
13. Then I received word from Mr. Oliver that his client was getting ready to go get the vehicles but refused because the Order of Contempt said “return”.
14. Upon information and belief, which counsel verily believes is true. Debtor delivered the five (5) trucks to Yankee Freight and RC1 for repairs. Yankee Freight and RC1 made repairs to the vehicles.
15. Yankee Freight and RC1 filed for Mechanics Liens in Illinois where their place of business is located and where the trucks were delivered by Debtor to them.
16. Yankee Freight and RC1 conducted a mechanics lien sale according to Illinois law and with all notices required. Yankee Freight and/or RC1 then took legal possession and ownership of the vehicles after the sale was conducted and available for all bidders.
17. As new owners, they used the trucks, rebranded them, and put them on the road as



owners, registered and insured.

18. Also, Yankee Freight and RC1 applied with the appropriate licensing agency in Illinois for a title to the trucks in their businesses' names. Before the bankruptcy petition was filed by debtor. The titles were finished and printed and delivered to Yankee Freight and RC1 by the licensing agency for the State of Illinois in December of 2024.
19. The mechanics lien sale was held within 60 days prior to the Debtor filing his bankruptcy petition. Therefore, it is potentially a preferential transfer. So Yankee Freight and RC1 cooperatively signed the titles over to Debtor.
20. Attorney Edwin Hardy has been in contact with debtor's Attorney, George Oliver, and both Attorneys are available as follows:  
All day on Tuesday, February 4, 2025.

Wherefore, Attorney for Creditor(s) RI Truck Repair, INC., and Yankee Freight Systems, LLC, respectfully requests that the Court grant this Motion and schedule a status conference, by telephone, at the earliest possible date available.

This the 3<sup>rd</sup> day of February 2025.

**S/ Edwin Hardy**  
EDWIN HARDY  
ATTORNEY FOR DEBTOR(s)  
2011 West 15<sup>th</sup> Street  
WASHINGTON, NC 27889  
252-975-3010  
STATE BAR NO. 16970



UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
GREENVILLE DIVISION

IN RE:  
LEGACY ENTERPRISES OF NORTH AMERICA, LTD.  
DEBTOR

CASE NO. 24-03477-5-JNC  
CHAPTER 11

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Motion for Status Conference and Certificate of Service was served on the debtor(s), trustee and creditors at their last known address with sufficient postage thereon.

U.S. Bankruptcy Court  
P.O. Box 791  
Raleigh, N.C. 27602

U.S. Bankruptcy Administrator  
434 Fayetteville Street, Ste. 640  
Raleigh, NC 27601

**Joseph Z Frost**  
Buckmiller, Boyette & Frost, PLLC  
Trustee  
4700 Six Forks Road  
Suite 150  
27609  
Raleigh, NC 27615

**George M. Oliver**  
The Law Offices of Oliver & Cheek, PLLC  
Attorney for Debtor  
PO Box 1548  
New Bern, NC 28563  
252 633-1930  
Fax : 252 633-1950  
Email: [efile@ofc-law.com](mailto:efile@ofc-law.com)

And to all parties (See attached mailing matrix) such as an officer, a managing agent or general agent, or to any other agent authorized to receive service or process, as required by Rule 7004 (b) (3), Federal Rules of Bankruptcy Procedure by depositing such in the U.S. Postal Service in a postage paid and properly addressed envelope to the parties' last known address pursuant to Rule 5 of the Federal Rules of Civil Procedure.

This the 3<sup>rd</sup> day of February 2025

S/ Edwin Hardy  
EDWIN HARDY  
ATTORNEY FOR DEBTOR (S)  
2011 WEST 15<sup>TH</sup> STREET  
WASHINGTON, NC 27889  
TELEPHONE: 252-975-3010  
STATE BAR NO. 16970



LEGACY ENTERPRISES OF NORTH AMERICA  
809 TAYLOR STREET  
WINDSOR, NC 27983

GEORGE MASON OLIVER  
THE LAW OFFICES OF  
OLIVER & CHEEK, PLLC  
PO BOX 1548  
NEW BERN, NC 28563

SECRETARY OF TREASURY  
ATTN: MANAGING AGENT  
1500 PENNSYLVANIA AVE NW  
WASHINGTON, DC 20220

UNITED STATES ATTORNEY  
150 FAYETTEVILLE STREET  
SUITE 2100  
RALEIGH, NC 27601

US SECURITIES & EXCHANGE  
ATTN: MANAGER OR AGENT  
950 E. PACES FERRY RD., NE STE 900  
ATLANTA, GA 30326-1382

NC DEPT OF COMMERCE  
ATTN: SHARON A. JOHNSTON  
PO BOX 25903  
RALEIGH, NC 27611

NC DEPT OF REVENUE  
BANKRUPTCY UNIT  
PO BOX 1168  
RALEIGH, NC 27602-1168

INTERNAL REVENUE SERVICE  
ATTN: MANAGER OR AGENT  
PO BOX 7346  
PHILADELPHIA, PA 19101-7346

ARIEL BOUSKILA, ESQ.  
BERKOVITCH & BOUSKILA, PLLC  
1545 U.S. 202, SUITE 101  
POMONA, NY 10970

BMO HARRIS BANK N.A.  
ATTN: MANAGING AGENT  
320 S. CANAL  
CHICAGO, IL 60606

CAINE & WEINER  
ATTN: MANAGING AGENT  
338 HARRIS HILL ROAD #206  
BUFFALO, NY 14221

DAIMLER TRUCK FINANCIAL  
ATTN: MANAGING AGENT  
14372 HERITAGE PARKWAY SUITE 4  
FORT WORTH, TX 76177

DAVID A. FAULK  
809 TAYLOR ST.  
WINDSOR, NC 27983

ELKHANIA SNEED  
306 MAHONE CT.  
TROY, AL 36081

FIRST-CITIZENS BANK & TRUST  
C/O LOAN SERVICING DEPARTMENT  
P.O. BOX 26592  
RALEIGH, NC 27611-6592

JEFF STANDLEY  
869 MARY'S GROVE RD.  
CAMDEN, SC 29021

LILLIAN JANE FAULK  
809 TAYLOR ST.  
WINDSOR, NC 27983

R1 TRUCK REPAIR  
ATTN: MANAGING AGENT  
2717 S 13TH AVE.  
BROADVIEW, IL 60155

SBA  
ATTN: MANAGING AGENT  
1835 ASSEMBLY ST., STE 1425  
COLUMBIA, SC 29201

SMART BUSINESS LENDER  
366 N BROADWAY JERICHO  
JERICHO, NY 11753

THE GARAGE  
ATTN: MANAGING AGENT  
2174 LAMAR AVE.  
MEMPHIS, TN 38114

THE HUNTINGTON NATIONAL BANK  
ATTN: MANAGING AGENT  
11110 WAYZATA BLVD., SUITE 700  
HOPKINS, MN 55305

TRAVIS REGINATO  
809 TAYLOR ST.  
WINDSOR, NC 27983

TYRONE PATTERSON  
415 ODILE ST.  
LAFAYETTE, LA 70501

V.A. TRUCK AND TRAILER REPAIR, LLC  
ATTN: MANAGING AGENT  
111 BRICK STONE LANDING ROAD  
SMYRNA, DE 19977

VELOCITY TRUCK CENTERS RENO  
ATTN: MANAGING AGENT  
1550 S MCCARRAN BLVD  
SPARKS, NV 89431

WORLD BUSINESS LENDERS  
ATTN: MANAGING AGENT  
150 CLEARBROOK RD. SUITE 125  
ELMSFORD, NY 10523



YANKEE FREIGHT SYSTEMS LLC  
ATTN: MANAGING AGENT  
2717 S13TH AVE  
BROADVIEW, IL 60155